

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

SKY TECHNOLOGIES LLC,

Plaintiff,

v.

IBM CORPORATION and  
i2, INCORPORATED,

Defendants.

Civil Action No. 2:03CV454-DF

Judge David Folsom

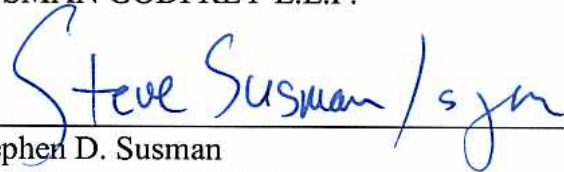
Jury Trial Demanded

**PLAINTIFF SKY TECHNOLOGIES LLC'S NOTICE OF  
WITHDRAWAL OF MOTION TO COMPEL**

Sky Technologies, LLC ("Sky") withdraws its Motion to Compel without prejudice. Sky reserves the right to re-file this motion if IBM does not produce the requested materials.

Respectfully submitted,

SUSMAN GODFREY L.L.P.

A handwritten signature in blue ink that reads "Steve Susman / sgm". The signature is written over a horizontal line.

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**CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing instrument has been served on the following counsel of record, this 1<sup>st</sup> day of March, 2005, as indicated below:

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